

**IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA**

JOHN TC YEH,	:	No. 3:18cv943
Plaintiff	:	
	:	(Judge Munley)
v.	:	
	:	(Magistrate Judge Carlson)
UNITED STATES BUREAU OF PRISONS; HUGH J. HURWITZ, Director of the BOP; J. RAY ORMOND, Regional Director of the BOP, Northeast Region; SCOTT FINLEY, Warden of FCI Schuylkill,	:	
Defendants	:	

.....

ORDER

AND NOW, to wit, this 6th day of August 2019, it is hereby **ORDERED** as follows:

- 1) The report and recommendation of Magistrate Judge Carlson (Doc. 78) is **ADOPTED** in part and **NOT ADOPTED** in part;
- 2) The report and recommendation is adopted insofar as the defendants' motion for judgment on the pleadings (Doc. 59) is **DENIED** with respect to whether the plaintiff has a cause of action under the Rehabilitation Act;
- 3) The report and recommendation is not adopted insofar as the defendants' motion for judgment on the pleadings (Doc. 59) is **GRANTED** with respect to mootness;

- 4) The Clerk of Court is directed to enter judgment in favor of the defendants and against the plaintiff; and
- 5) The Clerk of Court is directed to close this case.

BY THE COURT:

s/ James M. Munley
JUDGE JAMES M. MUNLEY
United States District Judge